



# MINUTES

## HOUSE BUSINESS AND LABOR STANDING COMMITTEE

Tuesday, February 15, 2022 | 4:00 p.m. | 30 House Building

**Members Present:**

Rep. Joel Ferry, Chair  
Rep. Walt Brooks, Vice Chair  
Rep. Brady Brammer  
Rep. James A. Dunnigan  
Rep. Timothy D. Hawkes  
Rep. Jon Hawkins  
Rep. Brian S. King  
Rep. A. Cory Maloy  
Rep. Ashlee Matthews  
Rep. Calvin R. Musselman

Rep. Mark A. Strong  
Rep. Jordan D. Teuscher  
Rep. Norman K. Thurston  
Rep. Mark A. Wheatley

**Members Absent:**

Rep. Jefferson Moss

**Staff Present:**

Adam J. Sweet, Policy Analyst  
Jonathan Rees, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Ferry called the meeting to order at 4:14 p.m.

**MOTION:** Rep. Musselman moved to approve the minutes. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9

Rep. W. Brooks  
Rep. J. Dunnigan  
Rep. J. Ferry  
Rep. J. Hawkins  
Rep. B. King  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. M. Strong  
Rep. N. Thurston

Nays - 0

Absent - 6

Rep. B. Brammer  
Rep. T. Hawkes  
Rep. A. Maloy  
Rep. J. Moss  
Rep. J. Teuscher  
Rep. M. Wheatley

**1. H.B. 338 Travel Insurance Amendments (*Hawkins, J.*)**

Rep. Hawkins presented the bill with the assistance of Michael Byrne Counsel, United States Travel Insurance Association.

**MOTION:** Rep. Dunnigan moved to pass H.B. 338 out favorably. The motion passed with a vote of 11 - 0 - 4.

Yeas - 11

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Dunnigan  
Rep. J. Ferry  
Rep. J. Hawkins  
Rep. B. King  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. M. Strong  
Rep. J. Teuscher  
Rep. N. Thurston

Nays - 0

Absent - 4

Rep. T. Hawkes  
Rep. A. Maloy  
Rep. J. Moss  
Rep. M. Wheatley

**MOTION:** Rep. Musselman moved to place H.B. 338 on the Consent Calendar. The motion failed with a vote of 11 - 1 - 3.

Yeas - 11

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Dunnigan  
Rep. J. Ferry  
Rep. J. Hawkins  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. M. Strong  
Rep. J. Teuscher  
Rep. N. Thurston

Nays - 1

Rep. B. King

Absent - 3

Rep. T. Hawkes  
Rep. J. Moss  
Rep. M. Wheatley

**2. 1st Sub. S.B. 14 Consumer Alcoholic Beverage Purchasing (Davis, G.)**

Sen. Davis presented the bill.

Alan Sanderson spoke to the bill.

**MOTION:** Rep. King moved to pass 1st Substitute S.B. 14 out favorably. The motion passed with a vote of 12 - 0 - 3.

Yeas - 12

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Dunnigan  
Rep. J. Ferry  
Rep. T. Hawkes  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. M. Strong  
Rep. J. Teuscher  
Rep. N. Thurston

Nays - 0

Absent - 3

Rep. J. Hawkins  
Rep. J. Moss  
Rep. M. Wheatley

**3. H.B. 60 Vaccine Passport Amendments (Brooks, W.)**

Rep. Brooks presented the bill with the assistance of Brian Davis, Managing Broker, and Richard Mecham, Owner, Rich Broadcasting, spoke in favor of the bill.

Jim Laney, True Religion Pancake and Steakhouse, spoke in favor of the bill.

Elizabeth Converse, Executive Director, Utah Tech Leaders, spoke in opposition to the bill.

Craig Madson, President and CEO, J&M Steal Solutions INC., spoke in favor of the bill.

George Wilkinson spoke in favor of the bill.

Jordan Hess, Vice President of Public Policy, St. George Area Chamber of Commerce, spoke in opposition to the bill.

Nate McBride spoke in favor of the bill.

Brian Scott, Chair, Legislative Affairs Committee for Chamber West, spoke in opposition to the bill.

Erick Gibbens spoke in favor of the bill.

Kelvin Cullimore, CEO, BIO Utah, spoke in opposition to the bill.

Louis Peck, Pro Recycling Group, spoke in favor of the bill.

Kelly Savage, Trinity Logistics, spoke in favor of the bill.

Connie Peterson spoke in favor of the bill.

CJ Maddison, representing Slade Opheikens, President of R and O Construction, Brandon Miller, President, Sirq Construction, Chad Radmall COO Wasatch Ornamental Iron, spoke in favor of the bill.

Russ Paige spoke in opposition to the bill.

Tiffany Keim, Teriyaki Grill, spoke in favor of the bill.

**MOTION:** Rep. Thurston moved to replace H.B. 60 with 2nd Substitute H.B. 60. The motion passed with a vote of 12 - 0 - 3.

Yeas - 12

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Dunnigan  
Rep. J. Ferry  
Rep. T. Hawkes  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. M. Strong  
Rep. J. Teuscher  
Rep. N. Thurston

Nays - 0

Absent - 3

Rep. J. Hawkins  
Rep. J. Moss  
Rep. M. Wheatley

**MOTION:** Rep. Thurston moved to amend 2nd Substitute H.B. 60 with Amendment #1. The motion failed with a vote of 6 - 7 - 2.

Amendment 1  
2nd Sub. H.B. 60

1. Page 1, Lines 20 through 21:

20 This bill enacts a prohibition on the use of an individual's immunity status by ~~{places of~~  
21 ~~public accommodation,}~~ governmental entities~~{,}~~ and employers.

2. Page 1, Line 24 through Page 2, Line 25:

~~{-24-}{-makes it unlawful for a place of public accommodation to discriminate against an~~  
~~-25 individual based on the individual's immunity status;-}~~

3. Page 2, Line 42:

~~{-42-}{-13-7-5, Utah Code Annotated 1953-}~~

4. Page 2, Line 50 through Page 3, Line 68:

~~{-50-}{-Section 1. Section 13-7-5 is enacted to read:~~

51 ~~-13-7-5. Equal right in business establishments, places of public accommodation,~~  
52 ~~and enterprises regulated by the state based on immunity status.~~

53 ~~— (1) As used in this section, "immunity status" means an indication of whether an~~  
54 ~~individual is immune to a disease, whether through vaccination or infection and recovery.~~

55 ~~— (2) All persons within the jurisdiction of this state are free and equal and are entitled to~~  
~~-56 full and equal accommodations, advantages, facilities, privileges, goods, and services in all~~  
57 ~~business establishments and in all places of public accommodation, and by all enterprises~~  
58 ~~regulated by the state of every kind whatsoever, without discrimination on the basis of~~

59 ~~immunity status.~~  
60 ~~— (3) Nothing in this section shall be construed to deny any person the right to regulate~~  
61 ~~the operation of a business establishment or place of public accommodation or an enterprise~~  
62 ~~regulated by the state in a manner which applies uniformly to all persons without regard to~~  
63 ~~immunity status, or to deny any religious organization the right to regulate the operation and~~  
64 ~~procedures of the religious organization's establishments.~~  
65 ~~— (4) (a) The provisions in Section 13-7-4 shall apply to enforcement and violations of~~  
66 ~~this section.~~  
67 ~~— (b) Upon application to the attorney general by any person denied the rights guaranteed~~  
68 ~~by this section, the attorney general shall investigate and seek to conciliate the matter. }~~

Yeas - 6

Rep. J. Dunnigan  
Rep. T. Hawkes  
Rep. B. King  
Rep. A. Matthews  
Rep. J. Teuscher  
Rep. N. Thurston

Nays - 7

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Ferry  
Rep. J. Hawkins  
Rep. A. Maloy  
Rep. C. Musselman  
Rep. M. Strong

Absent - 2

Rep. J. Moss  
Rep. M. Wheatley

**MOTION:** Rep. Brammer moved to pass 2nd Substitute H.B. 60 out favorably. The motion passed with a vote of 9 - 4 - 2.

Yeas - 9

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Dunnigan  
Rep. J. Ferry  
Rep. J. Hawkins  
Rep. A. Maloy  
Rep. C. Musselman  
Rep. M. Strong  
Rep. J. Teuscher

Nays - 4

Rep. T. Hawkes  
Rep. B. King  
Rep. A. Matthews  
Rep. N. Thurston

Absent - 2

Rep. J. Moss  
Rep. M. Wheatley

**4. H.B. 63 Covid-19 Vaccine Exemptions (Burton, J.)**

Rep. Burton presented the bill.

Kelvin Cullimore, CEO, BIO Utah, spoke against the bill.

Heather Fannon, Constitutional Defense for Utah, spoke in opposition to the bill.

George Chapman spoke in favor of the bill.

Tenna Hartman spoke in favor of the bill.

Kris Kimball spoke to the bill.

Sylvia Andrew spoke in favor of the bill.

Carol Fiffer spoke in favor of the bill.

Carolyn Letafaningus, Weber County Patriots, spoke in favor of the bill.

**MOTION:** Rep. Thurston moved to replace H.B. 63 with 2nd Substitute H.B. 63. The motion passed with a vote of 10 - 0 - 5.

Yeas - 10

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Ferry  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. M. Strong  
Rep. J. Teuscher  
Rep. N. Thurston

Nays - 0

Absent - 5

Rep. J. Dunnigan  
Rep. T. Hawkes  
Rep. J. Hawkins  
Rep. J. Moss  
Rep. M. Wheatley

**MOTION:** Rep. Strong moved to pass 2nd Substitute H.B. 63 out favorably. The motion passed with a vote of 9 - 1 - 5.

Yeas - 9

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Ferry  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. M. Strong  
Rep. J. Teuscher  
Rep. N. Thurston

Nays - 1

Rep. B. King

Absent - 5

Rep. J. Dunnigan  
Rep. T. Hawkes  
Rep. J. Hawkins  
Rep. J. Moss  
Rep. M. Wheatley

**MOTION:** Rep. Strong moved to adjourn. The motion passed with a vote of 10 - 0 - 5.

Yeas - 10

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Ferry  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. M. Strong  
Rep. J. Teuscher  
Rep. N. Thurston

Nays - 0

Absent - 5

Rep. J. Dunnigan  
Rep. T. Hawkes  
Rep. J. Hawkins  
Rep. J. Moss  
Rep. M. Wheatley

Chair Ferry adjourned the meeting at 6:24 p.m.

NOTE: S.B. 0073 was not discussed in the meeting.